

AMENDED IN ASSEMBLY APRIL 19, 2016

AMENDED IN ASSEMBLY APRIL 5, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1765

Introduced by Assembly Member Irwin

February 3, 2016

An act to add Chapter 5.6 (commencing with Section 8400) to Division 1 of Title 2 of the Government Code, relating to state government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1765, as amended, Irwin. California Volunteers: nonprofit public benefit corporation.

Under existing law, by executive order, California Volunteers is established in the office of the Governor and is charged with overseeing programs and initiatives for service and volunteerism.

This bill would authorize California Volunteers, for so long as it is authorized to exist, to form a nonprofit public benefit corporation or other entity exempt from income taxation, as provided, to raise revenues and receive grants or other financial support from private or public sources, for the purposes of undertaking or funding any lawful activity authorized to be undertaken by California Volunteers. The bill would require that *the nonprofit public benefit* corporation or other entity use the financial support it receives solely for the governmental purposes approved by California Volunteers for activities within the scope of authority of California Volunteers. ~~The bill would prohibit California Volunteers from using more than 10% of the funding received from the nonprofit public benefit corporation or other entity to pay for~~

~~its administrative costs. The bill would prohibit the nonprofit public benefit corporation or other entity from using for its own administrative costs more than 10% of the grants and financial support it receives. The bill would specify the mission of that nonprofit public benefit corporation or other entity.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Chapter 5.6 (commencing with Section 8400) is added to Division 1 of Title 2 of the Government Code, to read:

CHAPTER 5.6. CALIFORNIA VOLUNTEERS

8400. (a) California Volunteers, as established by Executive Order S-24-06, is authorized to form a nonprofit public benefit corporation or other entity exempt from income taxation as an organization described in Section 501(c)(3) of the Internal Revenue Code or Section 23701d of the Revenue and Taxation Code to raise revenues and receive grants or other financial support from private or public sources, for the purposes of undertaking or funding any lawful activity authorized to be undertaken by California Volunteers. Grants or financial support received by the nonprofit public benefit corporation or other entity shall be used solely for the governmental purposes approved by California Volunteers for activities within the scope of authority of California Volunteers. ~~California Volunteers shall not use more than 10 percent of the funding received from the nonprofit public benefit corporation or other entity to pay for the administrative costs of California Volunteers.~~ *No more than 10 percent of the grants and financial support received by the nonprofit public benefit corporation or other entity may be used to pay for the administrative costs of that nonprofit public benefit corporation or other entity.* The mission of the nonprofit public benefit corporation or other entity is as follows:

(1) To support the funding of California Volunteers programming and administrative costs.

(2) To support any priorities set forth by the Governor or the California Volunteers board of commissioners.

1 (b) The authority granted in subdivision (a) shall expire if the
2 Governor rescinds Executive Order S-24-06 or otherwise rescinds
3 the establishment of California Volunteers.

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